IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL.

Writ Petition No. 682 (M/B) 2003

Sri Bahadur Singh
and one another. ……. Petitioners

Versus

State of Uttaranchal &
Others …….. Respondents

Mr. T.A. Khan, Advocate, for the petitioners.
Mr. K.P. Upadhayaya for the State of Uttaranchal,
Mr. V.K.Bisht for the Uttaranchal Forest Corporation.

Coram: Hon. S.H. Kapadia, C.J.
Hon. Rajesh Tandon, J.

Dated: 08.09.2003:

PC:

Rule.

Respondents waive service.

This petition is filed against the forfeiture of the security deposit made by the petitioner no.1. The petitioner no.1 had obtained a lease from the Forest Corporation. That lease was for one year. That lease has since expired. However, the forest corporation has been informed by the forest department about the damage caused by the petitioner to the plantation. Surprisingly, the Chief Conservator of Forest has passed the order stating that there was no such damage to the plantation. In the circumstances, the writ petition is allowed in terms of prayer clause A.

Accordingly, we are directing Forest Corporation to return F.D.R. to the petitioner no. 1 within a period of four weeks from today.

Writ petition is disposed of.

(Rajesh Tandon, J.) **(S.H. Kapadia, C.J.)**

AK.